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APR-28-2006 12:33 From:

3192958823

To:Foley Lardner LLP P.2/3

Atty. Dkt. No. 00CR063/KE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mitchell, James P.

Title: COMMUNICATION SYSTEM  
AND METHOD FOR A MOBILE  
PLATFORM

Appl. No.: 09/493,472

Filing Date: 01/28/2000

Examiner: Lambrecht, Christopher M.

Art Unit: 2611

**CERTIFICATE OF FAITHFUL TRANSCRIPTION**  
I hereby certify that this paper is being transcribed as the  
United States Patent and Trademark Office, Alexandria, Virginia  
on the date below.

*Shila K. Matthews*  
\_\_\_\_\_  
*Shila K. Matthews*  
\_\_\_\_\_  
5/1/2006  
\_\_\_\_\_  
(Date of Filing)

**DECLARATION UNDER 37 C.F.R. § 1.131**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

I, James P. Mitchell, state and declare that:

1. I am the inventor of Claims 1-30 currently pending in U.S. Patent Application No. 09/493,472 titled "COMMUNICATION SYSTEM AND METHOD FOR A MOBILE PLATFORM" (hereinafter "the '472 application").
2. I understand that in an Office Action dated January 30, 2006, each of Claims 1-30 were rejected as being unpatentable based in part on the use of U.S. Patent No. 6,810,527 to Conrad et al., entitled "SYSTEM AND METHOD FOR DISTRIBUTION AND DELIVERY OF MEDIA CONTEXT AND OTHER DATA TO AIRCRAFT PASSENGERS" (hereinafter "Conrad et al.").
3. I understand based on the information provided on the front page of Conrad et al., that Conrad et al. has a filing date of September 27, 1999.
4. Prior to September 27, 1999, I conceived in the United States the ideas set forth in Claims 1-30 of the '472 application. Such conception is evidenced by the attached Exhibit A, which is PowerPoint document pertaining to the subject matter of the present application that was prepared prior to September 27, 1999 (11 pages). Portions of the document have been redacted.

MLW\_1998269.1

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5. Based on the conception of the ideas set forth in Claims 1-30 prior to September 27, 1999, the subject matter recited in Claims 1-30 was invented by me prior to the September 27, 1999 filing date of Conrad et al.
6. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent application or any patent issuing therefrom.

Date: APRIL 28, 2006

By:   
James P. Mitchell

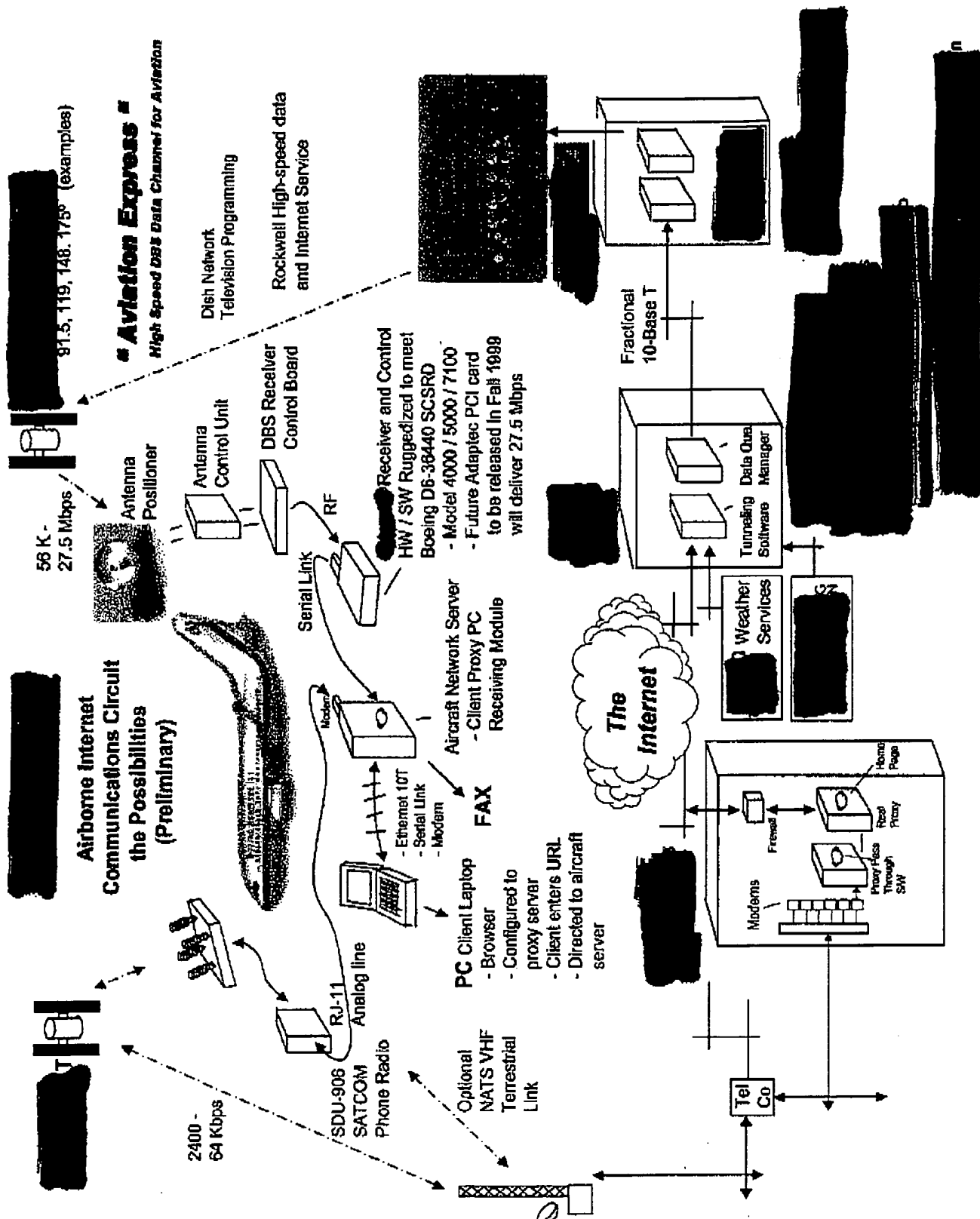
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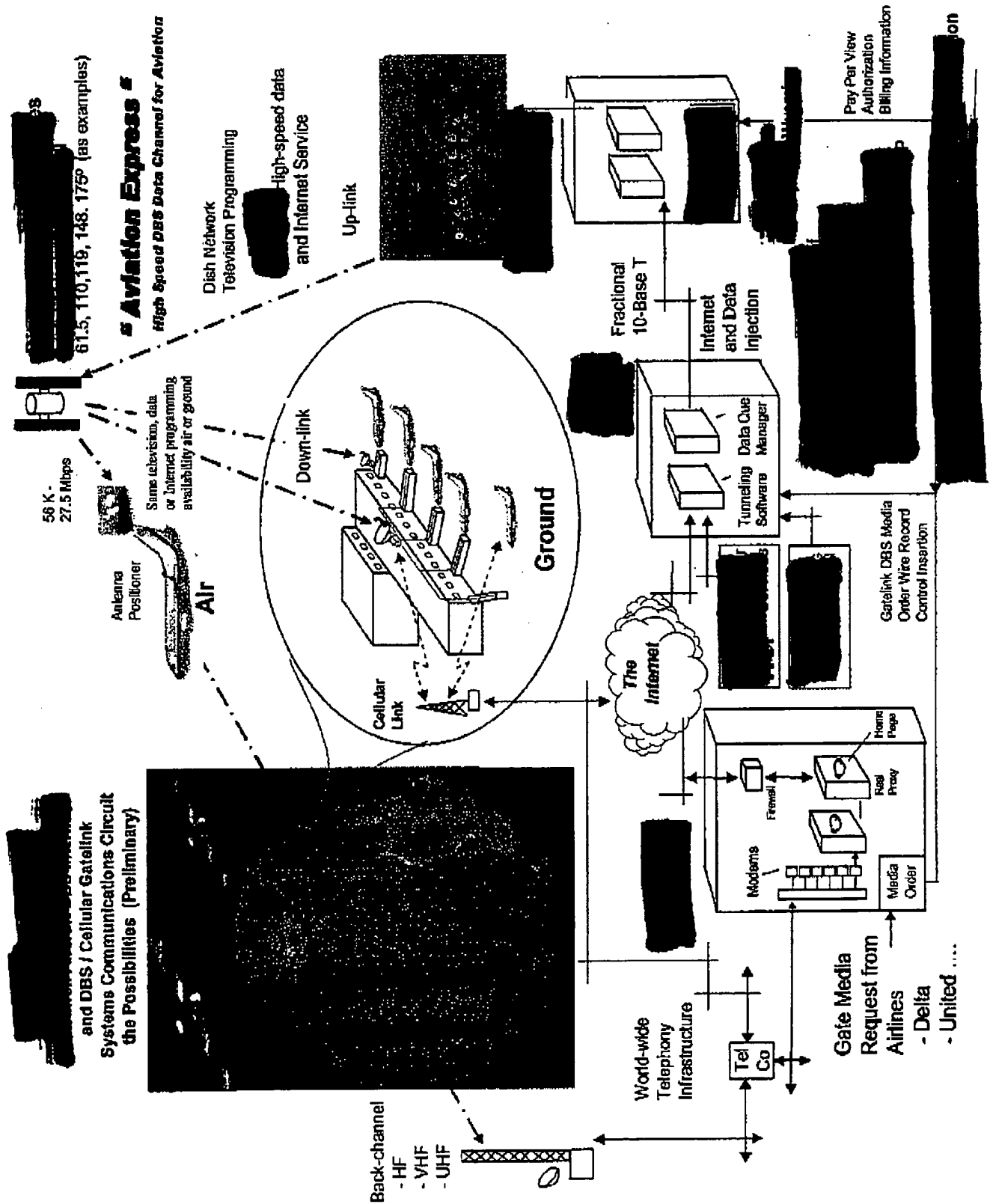
-2-

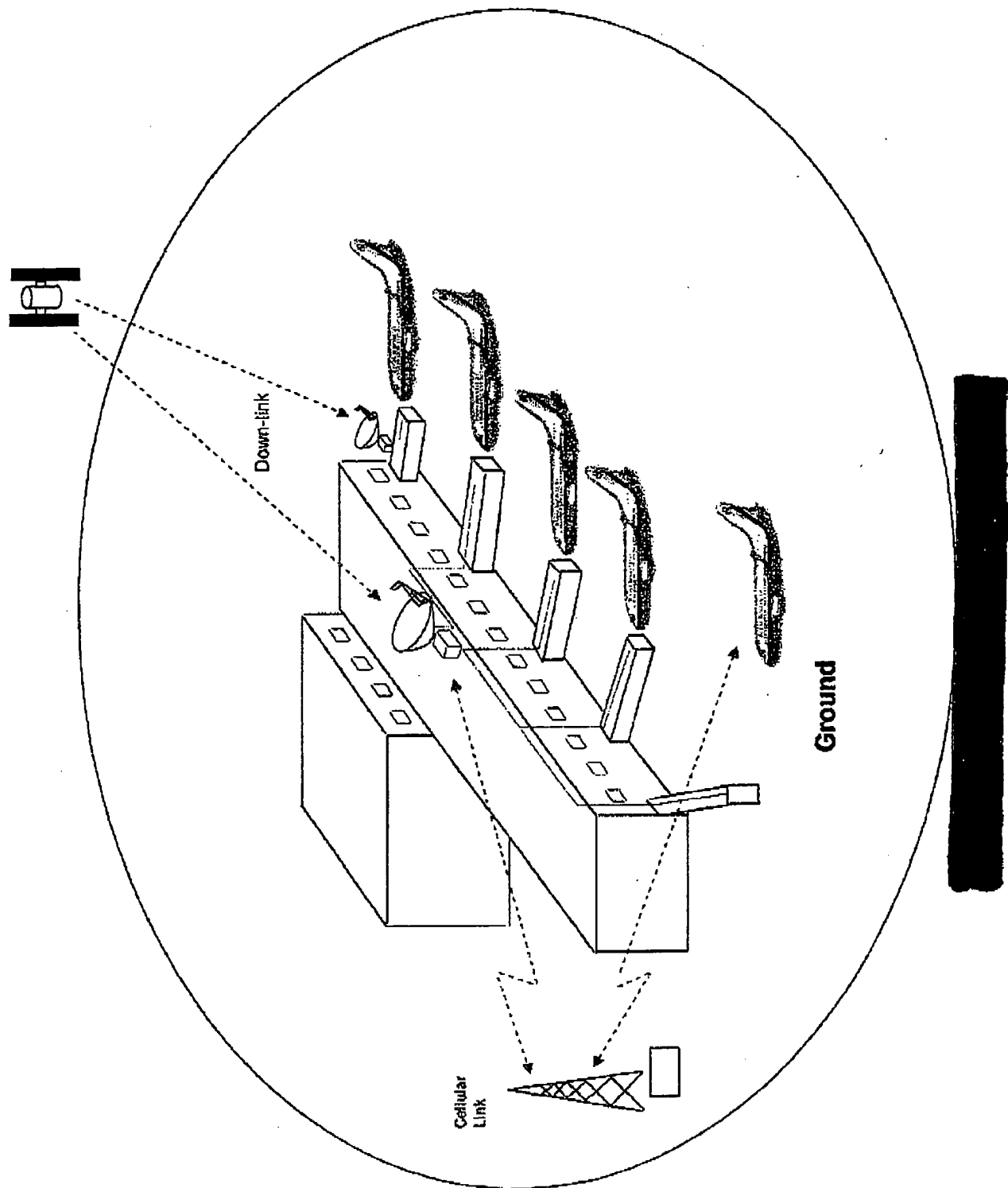
# ***DBS Aviation Data Channel Concept***

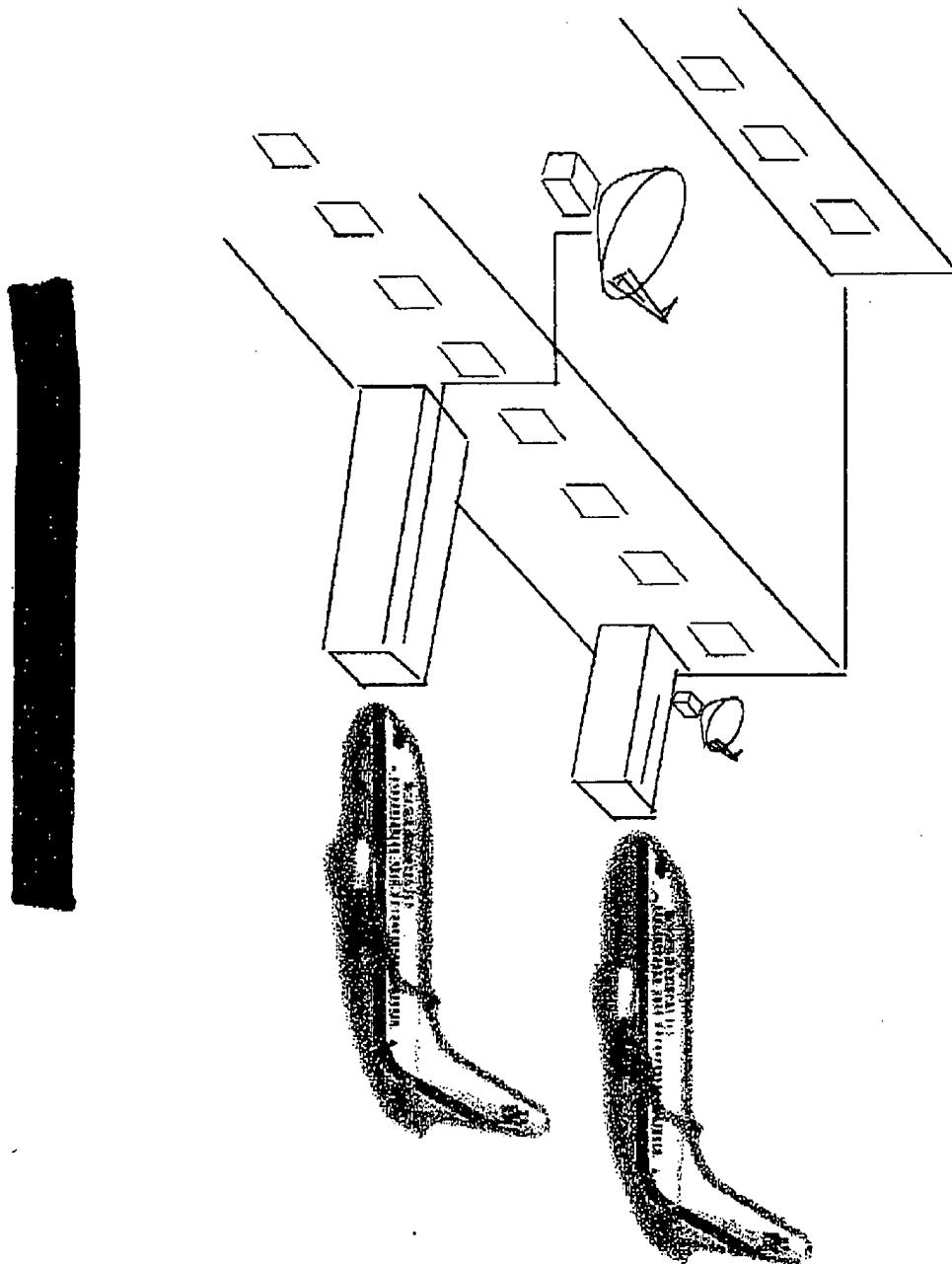
***Advanced Technology Center  
Internet ATD Demonstration***

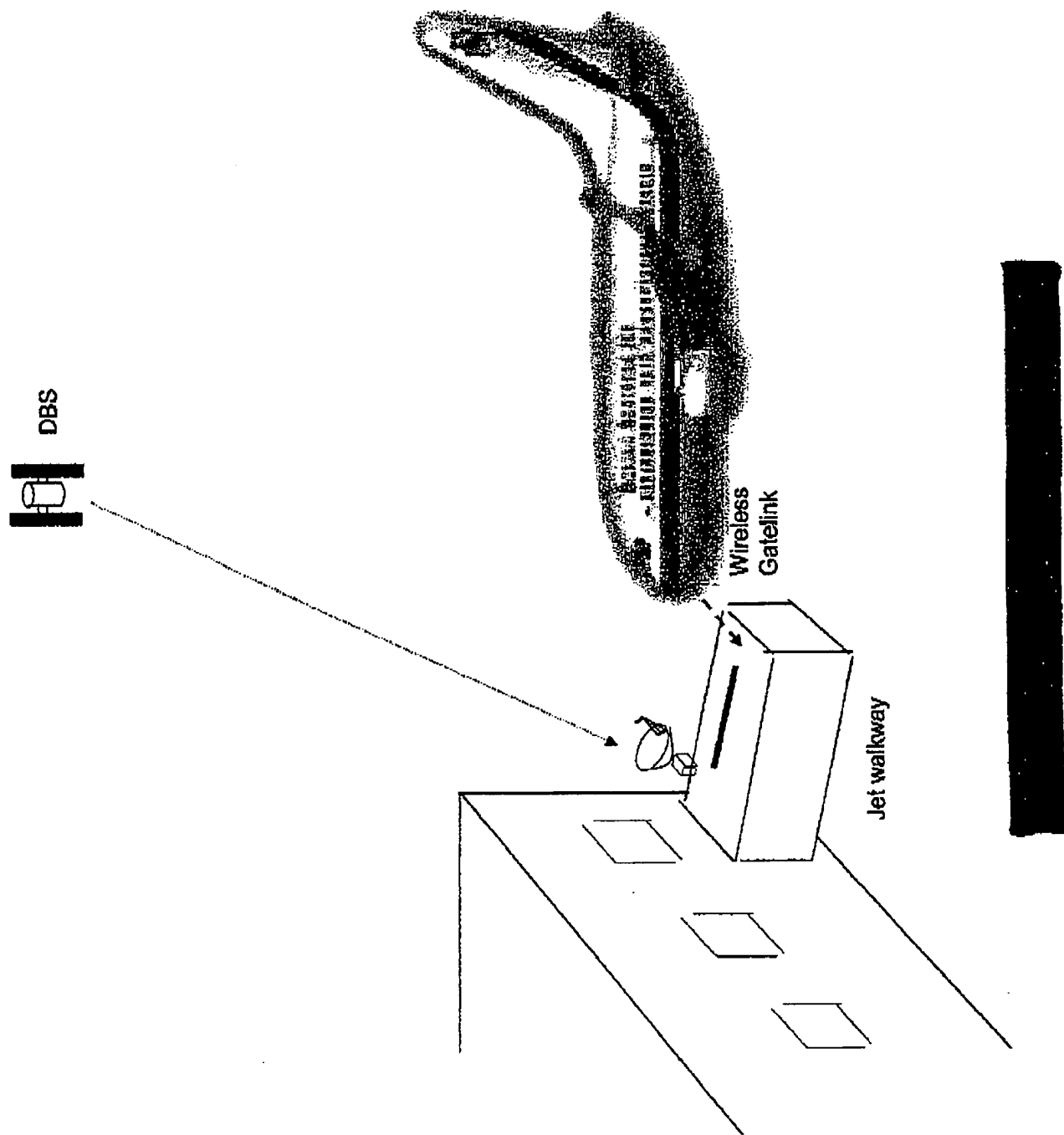




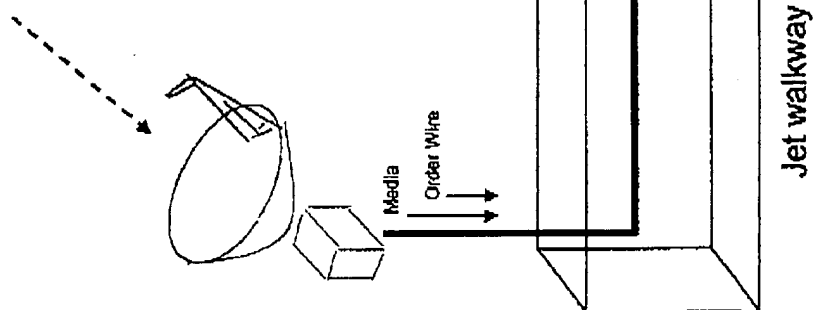
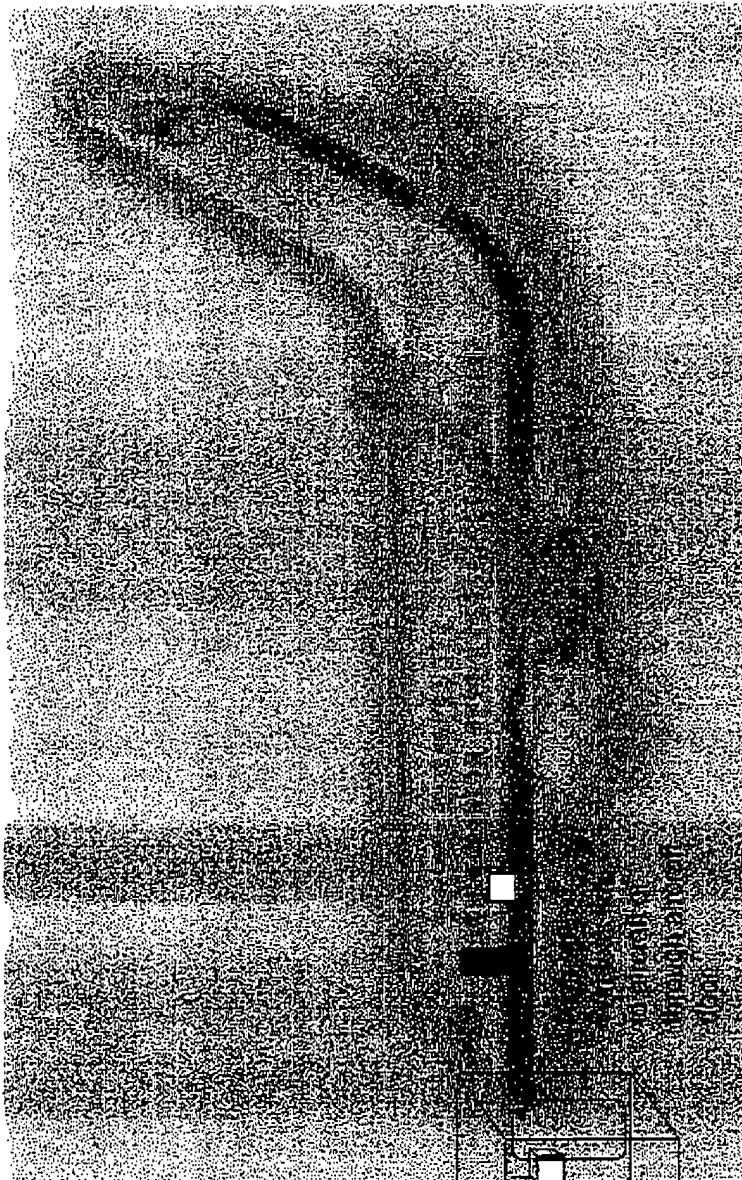










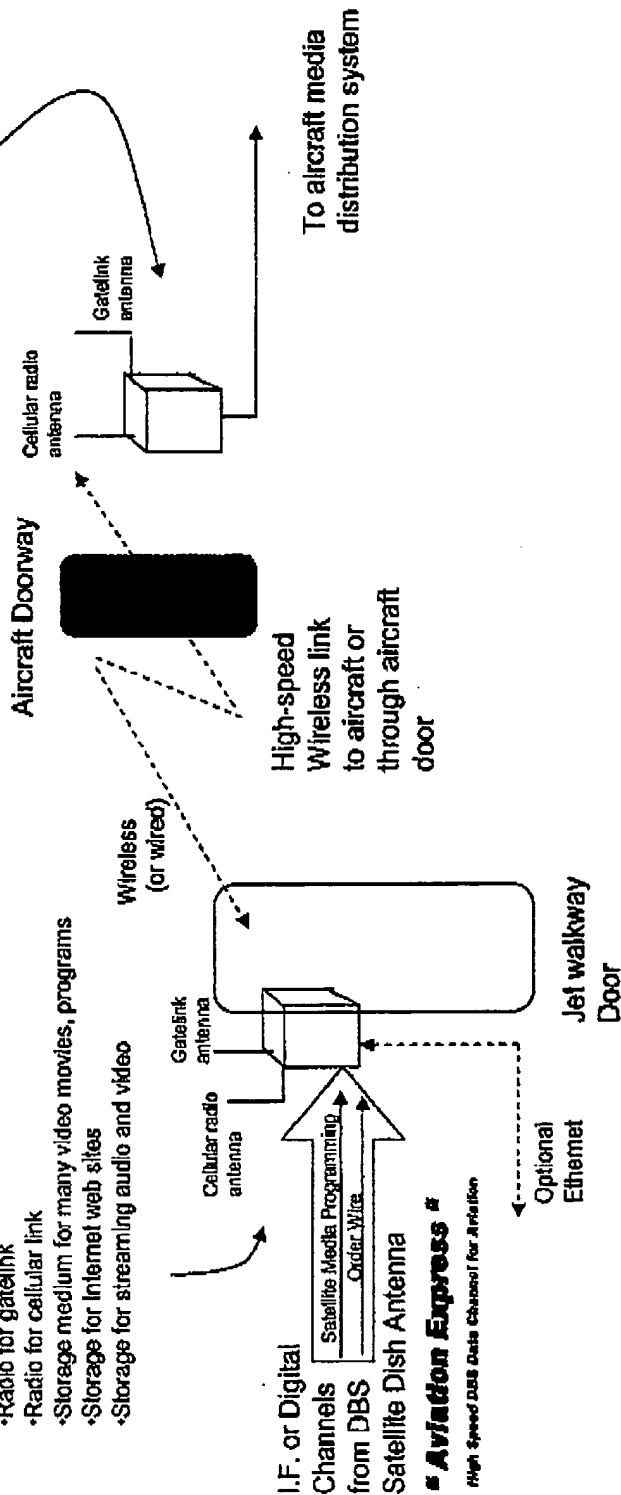


## Aircraft Gatelink Media File Server may include:

- Radio for gatelink
- Radio for cellular link
- Storage medium for movies from gatelink
- Storage medium for Internet web sites
- Storage for audio and video

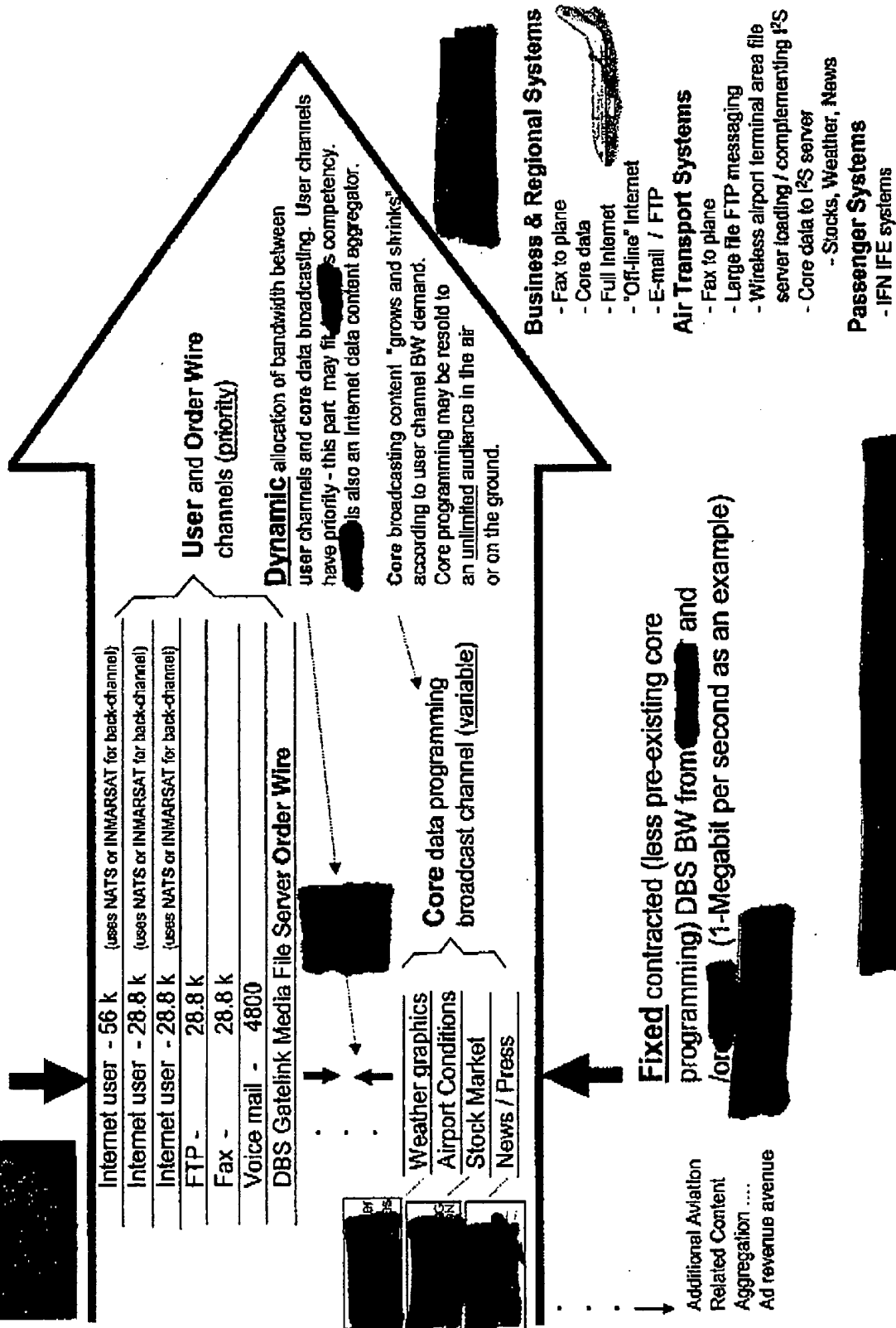
## Gatelink Media File Server may include:

- Radio for gatelink
- Radio for cellular link
- Storage medium for many video movies, programs
- Storage for Internet web sites
- Storage for streaming audio and video



# "Aviation Express"

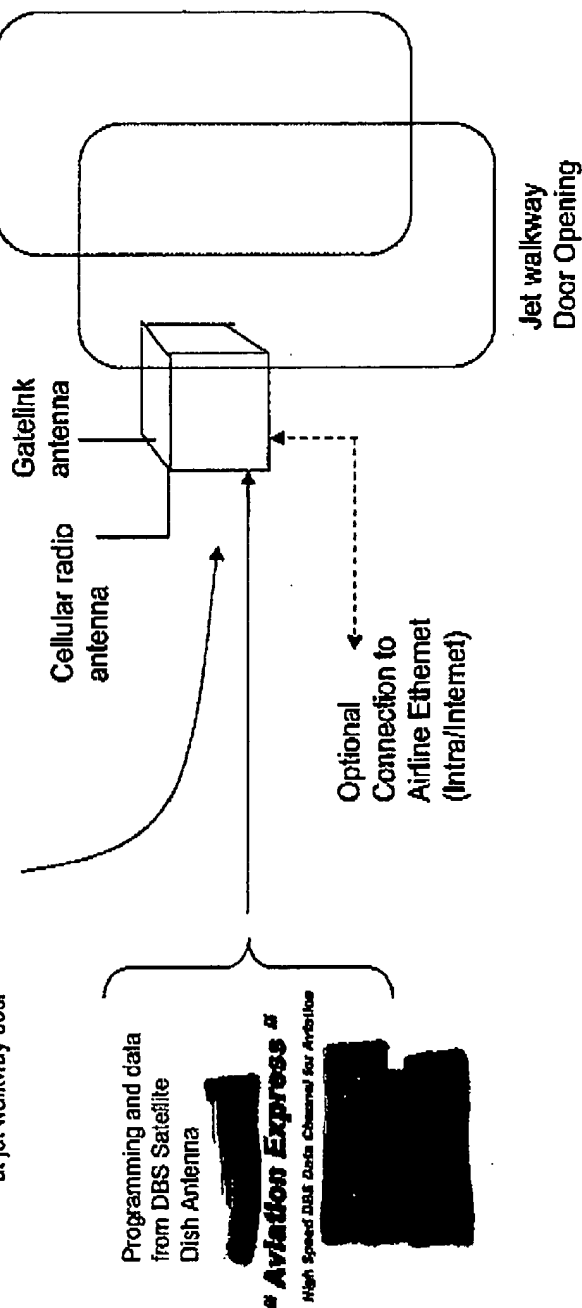
## High Speed DBS Data Channel for Aviation

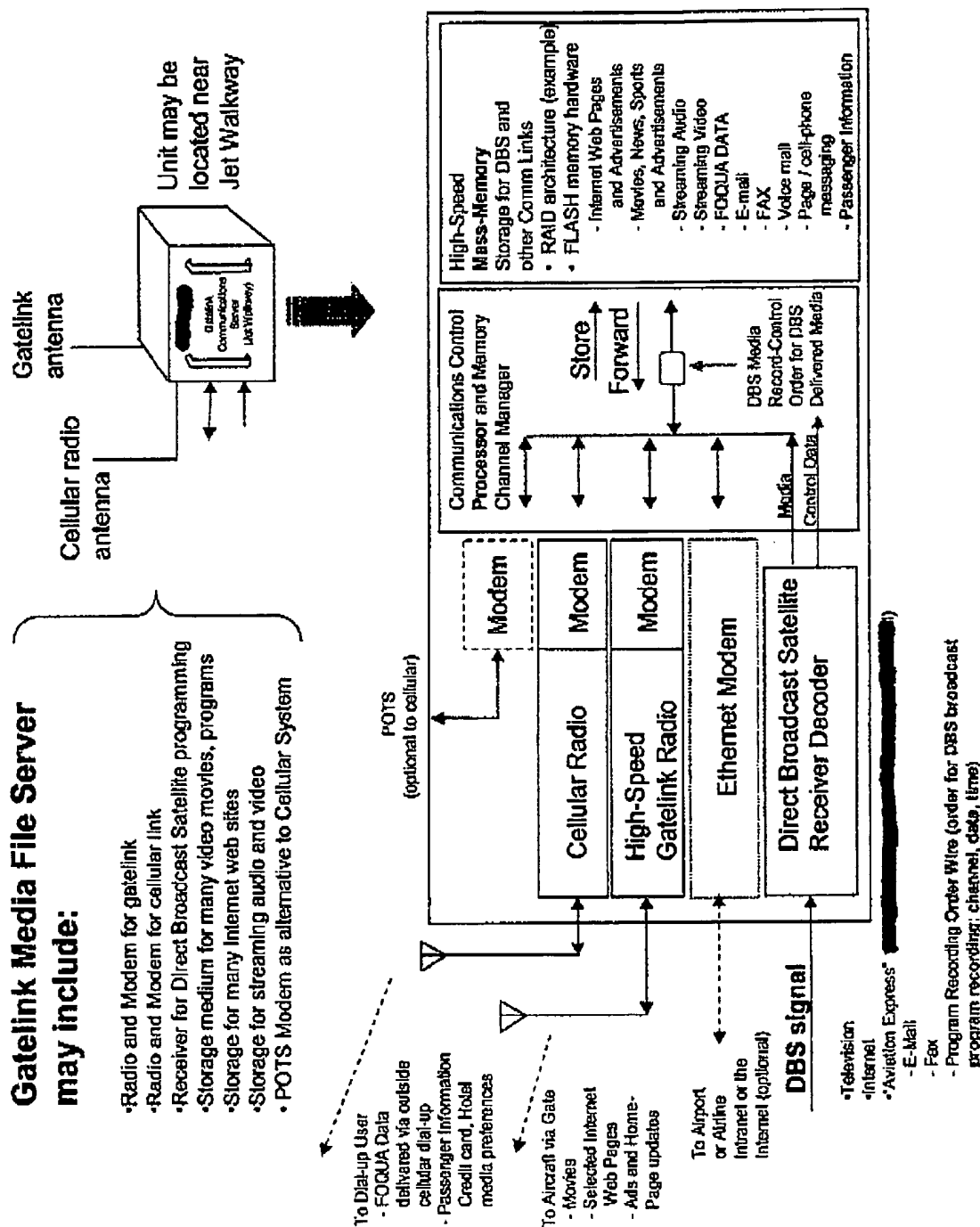


## Gatelink Media File Server

### may include:

- Radio for gatelink
- Radio for cellular link
- Modem connection to Ethernet (optional)
- Storage medium for many video movies, programs
- Storage for Internet web sites
- Storage for streaming audio and video
- Unit may be located within jet-walkway or in airport terminal
- Antenna for high-speed wireless gatelink ideally located at jet walkway door





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